

Chapter 8.24

PARKING

Sections:

8.24.010 Overnight parking Snow/ice removal.

8.24.020 Handicapped parking.

8.24.030 Fire lanes.

8.24.010 Overnight parking Snow/ice removal.

- A. It shall be unlawful for any vehicle, other than one acting in an emergency to be parked on any street from 12:00 (Midnight) to 6:00 A.M. This shall take effect on November 1st of each year and end on March 31st. (A fine of twenty-five dollars (\$25.00) will be imposed for a violation of this section).
- B. It shall be unlawful for any vehicle, other than one acting in an emergency, to be parked on any street, day or night, when it is snowing or when icy conditions exist. (A fine of twenty-five dollars (\$25.00) will be imposed for a violation of this section).
- C. Any vehicle, other than one acting in an emergency, parked, day or night, on any street in the Town, so as to interfere with the work of removing or plowing snow, removing ice, or sanding the street, may be removed or towed away, at the sole expense of the registered owner of said vehicle, under the authority and direction of the Superintendent of the Department of Public Works to a public garage or any convenient place. The Superintendent of the Department of Public Works shall within a reasonable time, notify the Chief of Police of the removal of any such vehicle and of the place to which it has been removed, and the Chief of Police shall give like notice to the registered owner of the vehicle. Vehicles so towed away shall be stored in a safe place and restored to the registered owner thereof upon proper identification and full payment, to the Town or to the Keeper of the place of storage, for the expenses incurred in such removal and storage.

Inquiries, about vehicles so towed away, shall be made at the Police Station. (Art. 10, STM 2006; Art. 48, ATM 1991)

8.24.020 Handicapped parking.

It shall be unlawful to park a vehicle in a parking space reserved and designated for use by vehicles of handicapped persons unless authorized to do so by the terms of this bylaw or the General Laws of the Commonwealth of Massachusetts.

The owner of record or the person or body that has lawful control of a public or private way or of improved or enclosed property used as off-street parking areas for businesses, shopping malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, residential dwellings, or for any other place where the public has a right of access as invitees or licensees:

- (A) Shall reserve and provide, install and maintain, parking spaces in said off-street parking areas for any vehicle owned and operated by a handicapped person whose vehicle bears the distinguishing license plate authorized by Massachusetts General Laws, Chapter 90, Section 2 and this bylaw, according to the following formula:

Total Number of Parking Spaces	Number of Handicapped Parking Spaces Required
25	1 space
26-40	5% but not less than 2 spaces
41-100	4% but not less than 3 spaces
101-200	3% but not less than 4 spaces
201-500	2% but not less than 6 spaces
501-1000	1.5% but not less than 10 spaces
1001-2000	1% but not less than 15 spaces
2001-5000	.75% but not less than 20 spaces
5001	.50% but not less than 30 spaces

- (B) Shall provide, install, and maintain handicapped parking spaces which shall be 12 feet wide, or the

handicapped spaces shall be provided in pairs of 8 foot spaces, separated by a 4 foot center aisle which is painted or striped yellow;

- (C) Shall identify, install and maintain each handicapped parking space or pair of spaces by a sign. The sign shall be at a height of not less than 5 feet nor more than 8 feet to the top of the sign and shall be identified with white lettering against a blue background and shall bear the words, "Handicapped Parking, Special Plate Required, Violator Shall be Fined";
- (D) Shall provide, install, and maintain Handicapped Parking spaces as near as possible to a building entrance or walkway and shall install a sidewalk ramp or curb cut to allow easy access to a handicapped person.

The owner of record or the person or body, as described in subsection B of this section, shall be allowed sufficient time, after the Attorney General's approval of this bylaw, to comply with subsections (B)(1) through (4) of the aforesaid Town bylaw.

The Chief of Police, or his designee, shall enforce subsection B of this section, of the aforesaid Town bylaw. The owner of record or the person or body, as described in subsection B of this section, who violates subsections (B)(1) through (4) after being sent a written notification of lack of compliance, including a copy of the aforesaid section of the Town bylaws, shall be subject to the following fines:

1st offense	\$100.00
2nd offense	\$150.00
3rd offense	\$200.00
4th or subsequent offense	\$300.00

Said fines shall be paid to the Town Treasury.

Temporary Handicapped Parking Placard/Permit. Any motor vehicle bearing a handicapped Parking Permit, a Temporary Handicapped Parking Placard/Permit, or a motor vehicle Registration Plate designating the vehicle as one used by a handicapped person, shall be authorized to park in a designated handicapped parking space. The Town Clerk may issue a Temporary Handicapped Parking Placard/Permit to any Tewksbury resident upon application and with a supporting letter signed by a licensed physician designating the applicant as physically handicapped. The temporary Handicapped Parking Placard/Permit shall be issued with an expiration date not to exceed 180 days from the date of issue and shall be displayed so as to be visible through the left portion of the front windshield of any vehicle parked in a designated Handicapped Parking Space. The Temporary Handicapped Parking Placard/Permit will be mutually honored by the Towns of Billerica, Chelmsford, Dracut, Tewksbury, Tyngsboro, Westford, and the City of Lowell. (Art. 45 §§ 1—6, ATM 1991)

8.24.030 Fire lanes.

Upon determination of the Fire Chief that fire lanes are necessary for the protection of lives or property of the public in an area to which the public has access; the record owner, or the person having control of such premises, shall provide, install, and maintain, "NO PARKING FIRE LANES," signs and striping, in the locations designated by the Fire Chief. (Art. 49, ATM 1991)